

1 AARON D. FORD
Attorney General
2 KATHLEEN BRADY (Bar No. 11525)
Deputy Attorney General
3 State of Nevada
Office of the Attorney General
4 555 Wright Way
Carson City, NV 89711
5 (775) 684-4605 (phone)
(775) 684-1601 (fax)
6 kbrady@ag.nv.gov
Attorneys for Defendants CONNIE BISBEE,
7 *DARLA FOLEY, ED GRAY, SHAWN ARRUTI and JAMES WRIGHT*

FILED	RECEIVED
ENTERED	SERVED ON
COUNSEL/PARTIES OF RECORD	
MAR 26 2019	
CLERK US DISTRICT COURT DISTRICT OF NEVADA	
BY:	DEPUTY

8
9 UNITED STATES DISTRICT COURT
10 DISTRICT OF NEVADA

ORDER

11 JOHN QUINTERO,

12 Plaintiff,

13 vs.

14 CONNIE BISBEE, et al.,

15 Defendant/Respondent.
16

CASE NO. 3:16-cv-00673-MMD-VPC

**MOTION FOR EXTENSION OF TIME
TO FILE A REPLY IN SUPPORT OF
DEFENDANTS' MOTION TO DISMISS
AND MOTION TO STAY DISCOVERY
(FIRST REQUEST)**

17 COME NOW Defendants, CONNIE BISBEE, DARLA FOLEY, ED GRAY, SHAWN
18 ARRUTI and JAMES WRIGHT (Parole Board and DPS Defendants), by and through their attorneys,
19 AARON D. FORD, Attorney General, and KATHLEEN BRADY, Deputy Attorney General hereby
20 submits this Motion for Extension of Time to File a Reply in Support of Defendants' Motion to Dismiss
21 and Motion to Stay. This is Parole Board and DPS Defendants' first motion for an extension of time to
22 file a Reply. This Motion is based on Federal Rule of Civil Procedure 6(b)(1)(A) and LR IA 6-1, the
23 following Memorandum of Points and Authorities, and all papers and pleadings on file in this action.

24 **MEMORANDUM OF POINTS AND AUTHORITIES**

25 **I. ARGUMENT**

26 Parole Board and DPS Defendants respectfully request an extension of time to file a Reply in
27 Support of the Motion to Dismiss and Motion to Stay Discovery, which are currently due March 26,
28 2019. Plaintiff filed his response on March 19, 2019, and counsel for Parole Board and DPS

1 Defendants was out of town at a conference that entire week and has been unable to prepare a Reply in
2 Support of the Motion to Dismiss and Motion to Stay Discovery. Moreover, counsel for Parole Board
3 and DPS Defendants has four other pleadings due the week of March 26, 2019, including a motion for
4 summary judgment.

5 Federal Rule of Civil Procedure 6(b)(1) governs extensions of time and provides as follows:

6 When an act may or must be done within a specified time, the court may,
7 for good cause, extend the time: (A) with or without motion or notice if
8 the court acts, or if a request is made, before the original time or its
extension expires; or (B) on motion made after the time has expired if the
party failed to act because of excusable neglect.


9 Parole Board and DPS Defendants' request is timely and its limited nature will not hinder or
10 prejudice Plaintiff's case, but will allow for thorough briefing of each Motion. Parole Board and DPS
11 Defendants assert that the requisite good cause is present to warrant the requested extension of time for
12 the determination of which complaint is controlling in this case.

13 For these reasons, Parole Board and DPS Defendants respectfully request an extension of time
14 to file a Response to Plaintiff's Second Amended Complaint, with a new deadline of 14 additional days,
15 or April 9, 2019.

16 DATED this 25th day of March, 2018.

17 AARON D. FORD
18 Attorney General

19 By: /s/ Kathleen Brady
20 KATHLEEN BRADY
21 Deputy Attorney General
22 *Attorneys for Defendants CONNIE BISBEE,*
23 *DARLA FOLEY, ED GRAY, SHAWN ARRUTI and*
24 *JAMES WRIGHT*

25 **IT IS SO ORDERED**
26 
27 **U.S. MAGISTRATE JUDGE**
28 **DATED: 3/26/2019**